

CHAPTER NO. 971

SENATE BILL NO. 2441

By Crowe, Southerland

Substituted for: House Bill No. 2671

**By Hill, Davis, Casada, Strader, McCormick, Eric Watson, Matheny,
Eldridge, Godsey, Mumpower, Baird, Swafford, Harrison, Rowland, Russell
Johnson, Lynn, DuBois, Curtis Johnson, Overbey, Hawk, Dunn, West,
Harwell, Niceley, Gresham, Hensley, Pleasant, Curtiss, Hargett, Clem,
Harry Brooks, Roach, McDaniel, Montgomery, Cobb, McKee, Vaughn, Litz,
Maggart, Yokley,
Phillip Johnson**

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 2; Title 55, Chapter 10, Part 5 and Title 55, Chapter 8, Part 1, relative to the offenses of vehicular homicide and drag racing and the use of certain motor vehicle performance enhancers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known and may be cited as "Courtney's Law".

SECTION 2. Tennessee Code Annotated, Section 39-13-213, is amended by adding the following new subdivision to subsection (a):

(3) As the proximate result of conduct constituting the offense of drag racing as prohibited by Title 55, Chapter 10, Part 5.

SECTION 3. Tennessee Code Annotated, Section 39-13-213, is further amended by deleting subsection (b) and substituting instead the following:

(b) (1) Vehicular homicide under subsection (a)(1) or (a)(3) is a Class C felony.

(2) Vehicular homicide under subsection (a)(2) is a Class B felony.

SECTION 4. Tennessee Code Annotated, Section 55-10-502, is amended by designating the present language of the section as subsection (a) and by adding the following new subsections:


(b) If the violation of subsection (a) results in the serious bodily injury of a participant, passenger, bystander or other person, drag racing shall be punished as provided in § 39-13-106(b) for vehicular assault.

(c) Any motor vehicle used to commit the offense of drag racing or to flee after commission of the offense of drag racing is, upon conviction for such offense, subject to seizure and forfeiture as provided in Title 40, Chapter 33, Part 1.

SECTION 5. This act shall take effect July 1, 2006, the public welfare requiring it.

PASSED: May 27, 2006


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 27th day of June 2006


PHIL BREDESEN, GOVERNOR